

REMARKS

Claims 1-20 are pending in the present application. Claims 1-20 have been rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-58 of US Patent 6,549,071. Claims 1-20 have also been provisionally rejected under the statutory double patenting as claiming the same invention as that in other copending applications. Claims 1-10, 12-14, 16, and 18-20 have been rejected under § 102(b) as being anticipated by Pearce et al. 5,973,368 (Pearce). Claims 1 and 11 have been rejected under § 102(e) as being anticipated by Lau et al. 6,133,793 (Lau).

An IDS will be following this amendment. Applicants request that the Examiner consider the references cited in the IDS.

Claims 1-20 have been canceled, overcoming the double patenting rejections. Claims 21-46 were previously canceled.

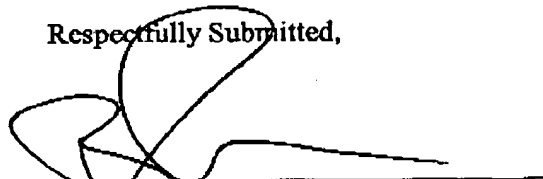
New claims 47-62 (including independent claims 47, 52, and 57) have been added. Applicants assert that new claims 47-62 are not anticipated by Pearce and/or Lau. New claims 47-62 relate to dual gate oxide technology that is not taught or suggested by Pearce and/or Lau. Note that the invention recited in the claims is related to copending patent application Serial No. 09/659,636, entitled "Dual Oxide Gate Device and Method for Providing the Same" by Timothy J. Dupuis et al (now US Patent 6,392,488). Also note that, in the patent application cited above, the Examiner cited the following patents in a form PTO-892: Pat. No. 6,232,634 (Wu et al.), Pat. No. 6,208,549 (Rao et al.), Pat. No. 6,222,788 (Forbes et al.), and Pat. No. 6,147,511 (Patel et al.).

Conclusion

It is respectfully submitted that all claims are patentable over the prior art. It is further more respectfully submitted that all other matters have been addressed and remedied and that the application is in form for allowance. Should there remain unresolved issues that require adverse action, it is respectfully requested that the Examiner telephone Bruce A. Johnson, Applicants' Attorney at 512-301-9900 so that such issues may be resolved as expeditiously as possible.

8-9-05
Date

Respectfully Submitted,


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